

BOARD OF HEALTH
TOWNSHIP OF CHESTER

MORRIS COUNTY

BOX 428, CHESTER, NEW JERSEY 07930

238719



COMBE FILL STATUS REPORT

February 12 - March 12, 1981

2/12/81

Conducted on-site inspection with M. L. Cafarra, Washington Twp. Board of Health - pictures taken. Found the wetland area being cleared of trees - were told that a 20' - 22' drainage ditch will be excavated in this area.

2/13/81

M. L. Cafarra, SWAC, DEP, EPA, Corps of Engineers officials toured landfill. Spoke to Phil Guidone and Steve Shaw about situation and will meet with them soon.

2/17/81

Spoke to John Castner, engineer in charge of Combe Fill for DEP. He will be at landfill on 2/19 and has received mail-o-grams alluding to the fact of the wetland clearing. Lino Periera was not in and will not be in till 2/23.

2/18/81

Met with Phil Guidone and Steve Shaw, lawyers for Chester Twp. and Washington Twp. Wrote up a complaint report. They will seek an injunction at Superior Court on 2/23.

2/19/81

Toured Landfill with J. Castner, Mike Greenwald of the Solid Waste Administration, Pat Ferrero, Environmental Quality Enforcement, and Mary Lou Cafarra. They showed us how to conduct an official landfill inspection. Noted the following violations: pooled H₂O at the top of the filled portion near the road, intermediate cover not good, area of fill above the wetlands has poor cover, and a bad off-site litter problem on southwest portion of site. DEP to fine Combe Fill on these.

During our inspection we were informed by G. Molchan that ~~Warner Lambert~~ had dumped a load of pharmaceutical waste which was being held to one side so DEP officials could determine what to do with it. DEP officials said "do not accept it." Molchan called Filiberto to remove the material. This was done at 2:30.

Rita Klimkowsky called and told me to get sample. Told her that waste was removed, but I would check in area to make sure it did not go back in.

2/20/81

Inspected working site right after opening - 7:30. Found no evidence

of pharmaceutical waste from previous day.

Spoke to Ms. Reed, Morris Cty. Soil Conserv., about soil types in & around Landfill. Said I could quote Soils Survey Map of Morris County as a source and use this in a signed affidavit.

2/23/81

Superior Court, Morristown, with Shaw and Guidone. Judge Stanton gave Combe Fill 2-week restraining order on clearing and excavating. New trial date - 3/9/81.

Talked to Bob Drager, Warner Lambert, who told me that waste from 2/19/81 was at Filiberto's garage in a commercial container. Told him I wanted samples from it. He said O.K. Told me that all items sent out are for human consumption orally, by rubbing on or by injection. He said DEP has approved the dumping of these items and a shipment is taken out approximately every 2 weeks. Told him I wanted a list of all the items that are sent to Combe Fill and a copy of the DEP approval letter.

2/25/81

Stopped at Filiberto's - picked up samples of Warner-Lambert waste from compactor in garage. Madison to run some tests. The rest to be sent out to Townley Labs.

2/26/81

Activity has stopped on wetlands. Checked daily. Cover at the end of day and it was satisfactory. Blowing paper and off-site litter conditions were the same. Garbage near the wetlands was uncovered.

2/27/81

Called Pat Fererro, Solid Waste Enforcement, and told him conditions were the same. He said violation notice will be sent out

3/2/81

Spoke to Dr. Ted Shelton, Rutgers University water quality expert. Said if heavy metal counts exceed state drinking water standards, water should not be consumed.

Spoke to Rick Bryan about well No. 3. Found out that original well had fecal contamination. Also high cadmium count (our records). Told me that original well is capped but not sealed and is accessible from Filiberto basement. May be able to take sample from it.

Steve Meeker, W/L, called. Wants to take the same sample I took.

3/3/81

Took more samples for Warner Lambert at Filiberto's with Harry Hensen, W/L. Joe Guido escorted us.

John Castner, DEP, and D. Caputo, URWA, were there doing soil tests and putting in shallow wells.

Noted that blowing papers are still offsite and told Molchan about it - again.

Back to Landfill with T. Kimpland, Washington Twp. Committeeman. Saw Ed Russo there. (Told us Combe Fill was clearing an access road.) We saw it, and we saw litter problem.

To reinspect in a.m. and take pictures.

3/4/81

Landfill with T. Kimpland, M. L. Cafarra, OBSERVER TRIBUNE reporter and photographer. Took pictures of cleared area. Power-saw cutter was there until 10:30 - then he left. Pictures of litter site taken. M. L. Cafarra to issue summons.

To call lawyers about cutting down trees in defiance of court orders. Caputo to sign affidavit that he witnessed it.

3/6/81

Called Douglas Engineering, Rockaway, about 55 gallon (empty) drum found on property.

Summons for litter issued. Court date - March 19th.

3/9/81

Went to Superior Court. Judge Stanton took off injunction on clearing and excavating ditch. Imposed injunction on no landfilling in this area -- 30 days due back in court.

Spoke to Doug Tucker, Douglas Engineering. Drum contained either alcohol or methalene chloride. (Will go back to landfill and try to open it.) Said these products are used in their process and are usually sent back to company for refill.

3/10/81

Landfill inspection with M. L. Cafarra. We cited them for uncovered waste and off-site litter.

Could not open Douglas Eng. drum. Told Molchan about litter again.

Found out that dumping-before-hours complaint was signed by Case and York, Chester Twp. Police, and will be heard on March 26th.

Wetland area was not being cleared.

3/12/81

Inspection made - clearing being done. Toured with Ralph Vilante,

manager of operations. Showed him where garbage was not covered. Said he would have it covered by Tuesday.

Also he will put up snow fence for litter.

Frank G. Matteo
Senior Sanitarian

FGM:JBH

DAILY LOG - COMBE FILL

3/17/81 - 4/6/81

3/17/81

Landfill inspection with M. L. Caffarra - noted cover violations - summons to be issued.

Wetland area checked - no heavy equipment digging or excavating - trees being cleared.

Litter problem same - partial snowfence has been erected.

3/19/81

Summons issued by M. L. Caffarra, Washington Township Board of Health for final cover and temporary cover violations.

Landfill inspection - wetland area still being cleared - no heavy machinery in area - litter and cover violations same.

Spoke to Phil Guidone re summons for pharmaceutical waste discovered at landfill on 2/19/81. Guidone says we have no case for these reasons: a) landfill manager (Molchan) told us about them, b) he had them separated from the rest of the solid waste that was to be covered, c) refused to accept it - the material was then removed to the Filiberto garage where it remains pending DEP confirmation that it can or cannot be disposed of at Combe Fill.

Guidone told me to speak to Harvey Duhamel (author of approval letter sent to Warner-Lambert allowing them to dump waste at Combe Fill) about a 1981 approval permit for Warner-Lambert disposal of waste at Combe Fill.

Duhamel was not in today.

3/20/81

Spoke to Harvey Duhamel - said his department had no request for a 1981 approval permit from Warner-Lambert.

Called Pat Ferraro, DEP Enforcement and filled him in on waste situation. Said he will follow up and get back to me.

3/23/81

Landfill inspection with Ralph Vilante - tree clearing continuing - no heavy equipment in area.

Inspected Bostick property - took picture of blowing papers from Filiberto property - signed complaint.

Litter situation same - uncovered garbage conditions same - man at far end of field picking up litter.

3/24/81

Spoke to Phil Guidone - Judge Stanton reversed his earlier decision and ordered the landfill to stop all activity in wetland area.

Stanton ordered the following: 1) DEP must stake out boundaries of the wetlands and any portion of the property which DEP deems useable for further dumping that would not encroach upon the wetlands, 2) that sediment erosion control permits are not applicable to the landfill, 3) created an impartial project manager to oversee all problems, 4) stayed action on all complaints filed in Chester Township and Washington Township Municipal Courts for 30 days, 5) told Combe Fill and DEP to make a decision on whether wetland useage will be permitted.

Inspection of landfill - no heavy equipment - snow fence up - (approximately 100 yards in length) man picking up litter at far end of field.

Solid waste being dumped into cover violation area near treeline - no activity in wetlands.

3/30/81

Landfill inspection - garbage being put in woodline area - no activity in wetlands - man picking up litter on far end of property.

Fledderman's property inspection - she showed me a new pool of water that has appeared in the rear of her pond and a new stream that has started. These occurred since fall.

4/1/81

Spoke to Dan Toder, DEP State Geologist, who has been put in charge of Combe Fill - told me that wetland area has been staked out - survey team will be there on 4/2 - copies of survey map will be given to townships.

Spoke to Paul Schneider, DEP attorney, who verified staking out of wetlands - did not know status of municipal complaints.

Spoke to Steve Shaw, Washington Township attorney - April 23rd is the 30 day limit for abating litter problem. (cover violations are abated) He feels Judge Stanton will want to hear this complaint if it has not been abated.

4/2/81

Landfill inspection - new cell (near woodline) has completed lift - 2 more lifts will go on top to complete grade.

Litter area same - man in field - plastic bag filled at far end of field.

Spoke to Gary Molchan - current number of vehicles dumping is about 150 per day - will reach 200 per day on May 1st.

WTHDF

Inspection at Fledderman's - walked back along Trout Brook through Tingue and Bostick's property to cleared portion of trees in wetland - noted no excavation - area was wet and streams fairly full. Fledderman's problem may be from overflowing pond on property to the west of her.

4/6/81

Landfill inspection - 2nd lift of new cell about 20% completed - litter is same - piles of plastic bags in far end and some bags in front portion - no activity in wetlands.

4/9/81

Landfill inspection - new cell has 2nd lift about 50% complete. More bags piled up in litter area. Raining - no activity in wetlands.

4/13/81

Landfill inspection - working cell about 60% complete. Litter area has plastic bags still piled up - man working. No activity in wetlands.

Barbara M. M.

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COMBE FILL REPORT

4/9/81

Landfill inspection. New cell 2nd lift 50% complete. Litter area has more plastic bags piled up. Wetlands inactive.

4/10/81

Attended seminar on wetlands given by Corps of Engineers and Morris County Soil Conservation.

4/13/81

Landfill inspection. New lift about 60% complete. Litter area bags piled up. Man working. Area looks same. No activity in wetlands.

4/16/81

Landfill inspection. 2nd lift completed in cell. Man in field picking up litter. No activity in wetlands.

Spoke to Ralph Vilante. Will probably go into new area near Parker Road. This site would be used concurrently with other cells on western side of landfill. Will call DEP about this.

Spoke to Phil Guidone. Told him about new area and he advised me to check with DEP.

Called DEP. D. Toder, J. Castner and L. Periera not in.

4/20/81

Landfill inspection. Litter area - approximately 7 piles of plastic bags. Conditions still the same. Another lift starting in working cell.

Spoke to Steve Shaw about new area. He said he will contact different people and try to find out what's going on.

Spoke to John Castner, P.E., DEP. He said he did not know of any new dumping area and that he would get back to me.

4/23/81

Landfill inspection. Same litter. Filling same cell near wood line.

4/24/81

Took pictures of litter area. Bags around periphery. Conditions are still the same. 30-day time limit imposed by court is up. Will call Steve Shaw about court date on litter.

4/27/81

Landfill inspection. Litter area. Took pictures. Walked landfill. South and west sides inundated with papers. Piles of plastic bags noted.

Working on another lift in cell. Spoke to Steve Shaw. No new info on litter or new area. Will get back to me.

4/30/81

Landfill inspection. Another lift on new cell completed.

5/1/81

Landfill inspection. Still working on cell near wetlands. Litter area same. New cell near Parker Road not being worked on. Shaw found out that they will be going into this new area when other cell is filled.

5/4/81

Landfill inspection. Starting another lift on cell near wetlands. Litter area - same conditions.

May 18th will be court date for lawyers and Judge Stanton to discuss litter, etc.
5/7/81. LANDFILL INSPECTION WITH M.L. LAHARA - LITTER SAME - WORKING ON SAME

5/12/81. SPOKE TO STEVE HEEKE - WARNER LANDEBT - STATUS OF DISPOSAL OF NON-TOXIC WASTE) JANE - DUMPSTER STILL IN FILIBERTO'S GARAGE

5/13/81. LANDFILL - PICTURES OF LITTER TAKEN THAT ARE OFF-SITE

FGM:JBH